

PACHULSKI STANG ZIEHL & JONES LLP  
Jeffrey N. Pomerantz (CA Bar No.143717) (*admitted pro hac vice*)  
Ira D. Kharasch (CA Bar No. 109084) (*admitted pro hac vice*)  
John A. Morris (NY Bar No. 2405397) (*admitted pro hac vice*)  
Gregory V. Demo (NY Bar No. 5371992) (*admitted pro hac vice*)  
Hayley R. Winograd (NY Bar No. 5612569) (*admitted pro hac vice*)  
10100 Santa Monica Blvd., 13th Floor  
Los Angeles, CA 90067  
Telephone: (310) 277-6910  
Facsimile: (310) 201-0760

HAYWARD PLLC  
Melissa S. Hayward  
Texas Bar No. 24044908  
MHayward@HaywardFirm.com  
Zachery Z. Annable  
Texas Bar No. 24053075  
ZAnnable@HaywardFirm.com  
10501 N. Central Expy, Ste. 106  
Dallas, Texas 75231  
Tel: (972) 755-7100  
Fax: (972) 755-7110

*Counsel for Highland Capital Management, L.P.*

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

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In re: §  
§ Chapter 11  
HIGHLAND CAPITAL MANAGEMENT, L.P.,<sup>1</sup> §  
§ Case No. 19-34054-s gj11  
Reorganized Debtor. §  
§  
HIGHLAND CAPITAL MANAGEMENT, L.P., §  
§  
Plaintiff, § Adversary Proceeding No.  
vs. § 21-03000-s gj  
§  
HIGHLAND CAPITAL MANAGEMENT FUND §  
ADVISORS, L.P., NEXPOINT ADVISORS, L.P., §  
HIGHLAND INCOME FUND, NEXPOINT §  
STRATEGIC OPPORTUNITIES FUND, §  
NEXPOINT CAPITAL, INC., AND CLO §  
HOLDCO, LTD., §  
Defendants. §

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<sup>1</sup> The Reorganized Debtor's last four digits of its taxpayer identification number are (6725). The headquarters and service address for the above-captioned Reorganized Debtor is 100 Crescent Court, Suite 1850, Dallas, TX 75201.

**AGREED NOTICE OF VOLUNTARY DISMISSAL OF COMPLAINT**

**PLEASE TAKE NOTICE** that, pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, as made applicable hereto by Rule 7041 of the Federal Rules of Bankruptcy Procedure, Plaintiff Highland Capital Management, L.P. (“Highland”), the plaintiff in the above-captioned adversary proceeding (the “Adversary Proceeding”), on the one hand, and Highland Capital Management Fund Advisors (“HCMFA”), NexPoint Advisors, L.P. (“NexPoint”, and together with HCMFA, the “Advisors”), Highland Income Fund, NexPoint Strategic Opportunities Fund, and NexPoint Capital Inc. (collectively, the “Funds,” and together with the Advisors, the “Defendants”), hereby agree to dismiss with prejudice *Plaintiff Highland Capital Management, L.P.’s Verified Original Complaint for Declaratory and Injunctive Relief* [Docket No. 1] (the “Complaint”).

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Dated: November 22, 2021.

**PACHULSKI STANG ZIEHL & JONES LLP**

*/s/ John A. Morris*

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Jeffrey N. Pomerantz (CA Bar No.143717)

Ira D. Kharasch (CA Bar No. 109084)

John A. Morris (NY Bar No. 2405397)

Gregory V. Demo (NY Bar No. 5371992)

10100 Santa Monica Blvd., 13th Floor

Los Angeles, CA 90067

Telephone: (310) 277-6910

Facsimile: (310) 201-0760

E-mail: [jpomerantz@pszjlaw.com](mailto:jpomerantz@pszjlaw.com)

[ikharasch@pszjlaw.com](mailto:ikharasch@pszjlaw.com)

[jmorris@pszjlaw.com](mailto:jmorris@pszjlaw.com)

[gdemo@pszjlaw.com](mailto:gdemo@pszjlaw.com)

-and-

**HAYWARD PLLC**

Melissa S. Hayward

Texas Bar No. 24044908

[MHayward@HaywardFirm.com](mailto:MHayward@HaywardFirm.com)

Zachery Z. Annable

Texas Bar No. 24053075

[ZAnnable@HaywardFirm.com](mailto:ZAnnable@HaywardFirm.com)

10501 N. Central Expy, Ste. 106

Dallas, Texas 75231

Tel: (972) 755-7100

Fax: (972) 755-7110

*Counsel for Highland Capital Management, L.P.*

**-and-**

**K&L GATES LLP**

*/s/ A. Lee Hogewood, III*

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A. Lee Hogewood, III (*pro hac vice*)  
4350 Lassiter at North Hills Ave., Suite 300  
Raleigh, NC 27609  
Telephone: (919) 743-7306  
E-mail: lee.hogewood@klgates.com

Artoush Varshosaz (TX Bar No. 24066234)  
1717 Main Street, Suite 2800  
Dallas, TX 75201  
Telephone: (214) 939-5659  
E-mail: artoush.varshosaz@klgates.com

*Counsel for Highland Income Fund, NexPoint Strategic Opportunities Fund, Highland Global Allocation Fund, and NexPoint Capital, Inc.*

**- and -**

**MUNSCH HARDT KOPF & HARR, P.C.**

*/s/ Davor Rukavina*

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Davor Rukavina  
Texas Bar No. 24030781  
Julian P. Vasek, Esq.  
Texas Bar No. 24070790  
3800 Ross Tower  
500 N. Akard Street  
Dallas, Texas 75201-6659  
Telephone: (214) 855-7500  
Facsimile: (214) 855-7584  
E-mail: drukavina@munsch.com

*Counsel for Highland Capital Management Fund Advisors, L.P. and NexPoint Advisors, L.P.*